

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO

Chris Martin,

Plaintiff,

v.

**Cleveland City Council and Cleveland  
City Council President Blaine Griffin**  
(in his official and individual capacities),

Defendants.

Case No. 1:23-cv-02312

Judge Charles Esque Fleming

**STIPULATED TEMPORARY  
RESTRANING ORDER**

Pursuant to this Court's December 21, 2023 Order, Plaintiff Chris Martin and Defendants Cleveland City Council and Cleveland City Council President Blaine Griffin agree to the following temporary restraining order.

It is hereby ORDERED that, pending further direction from the Court, Defendants and all their respective officers, agents, servants, employees, attorneys and persons acting in concert or participation with them are:

1. Enjoined and restrained from enforcing the Procedures for Public Comment at Cleveland City Council Meetings (approved by Cleveland City Council on September 20, 2021) (Exhibit 2 to the Complaint) except the following:

- a. Preregistration requirement as described in the Procedures for Public Comment at Cleveland City Council Meetings under the bullet-point with the heading "ALL SPEAKERS MUST PRE-REGISTER";
- b. No more than ten (10) speakers shall speak at any meeting;
- c. Each speaker may speak for no longer than three (3) minutes.

This temporary restraining order will be effective beginning on January 8, and will remain in effect until the Court rules on Plaintiff's motion for a preliminary injunction. Defendants shall make reasonable efforts to actively share these changes to the public comment procedures with the public.

The Court sets the following briefing schedule on Plaintiff's motion for a preliminary injunction:

January 16, 2024 - Defendants' Opposition

January 23, 2024 - Plaintiff's Reply

The parties agree that the telephonic status conference set for January 8, 2024 at 11:30 am is not necessary. Defendants submit that there may not be disputed facts that would require a hearing; without having seen Defendants' Opposition, Plaintiff maintains there may be disputed facts and continues to request a hearing on the motion, and would request that hearing be scheduled prior to February 23, 2024. The parties shall file a joint status report on or before January 24, 2024 with proposed dates for a hearing, or, alternatively, notifying the Court that a hearing is not necessary.

This Court has exercised its discretion that no bond shall be required.

Dated: \_\_\_\_\_ Signed: \_\_\_\_\_

Presented on January 5, 2024 by:

/s/ Andrew Geronimo

ANDREW GERONIMO (OH# 86630)  
andrew.geronimo@case.edu

/s/ Sara Coulter

SARA COULTER (OH# 96793)  
sara.coulter@case.edu

/s/ Siobhan Gerber

SIOBHAN GERBER (OH# 101563)

siobhan.gerber@case.edu

**First Amendment Clinic**

MILTON & CHARLOTTE KRAMER LAW  
CLINIC

CASE WESTERN RESERVE UNIVERSITY  
SCHOOL OF LAW

11075 East Boulevard  
Cleveland, Ohio 44106

Telephone: (216) 368-2766

Attorneys for Plaintiff Chris Martin

By: s/ J.R. Russell (via email permission)

WILLIAM M. MENZALORA (0061136)

Chief Assistant Director of Law

JAMES R. RUSSELL, JR. (0075499)

Chief Assistant Director of Law

MATTHEW R. AUMANN (0093612)

Assistant Director of Law

City of Cleveland, Department of Law

601 Lakeside Avenue, Room 106

Cleveland, Ohio 44114

Tel: (216) 664-2800

Email: wmenzalora@clevelandohio.gov

Email: jrussell2@clevelandohio.gov

Email: maumann@clevelandohio.gov

Attorneys for Defendants